

OCT 24 2008

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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
LYNCHBURG DIVISION

RMA LUMBER, INC.,

Plaintiff,

v.

PIONEER MACHINERY, LLC, ET AL.,

Defendants.

CIVIL ACTION No. 6:08-cv-00023

ORDER

JUDGE NORMAN K. MOON

For the reasons stated in the accompanying Memorandum Opinion, Defendants' Motion to Dismiss (docket no. 3) is DENIED.

The Clerk of the Court is directed to send a certified copy of this Order and the accompanying Memorandum Opinion to all counsel of record.

It is so ORDERED.

Entered this 24th day of October, 2008.

[Signature: Norman K. Moon]
NORMAN K. MOON
UNITED STATES DISTRICT JUDGE